

UNITED STATES DISTRICT COURT SOUTHERN  
DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

NOTICE OF MOTION

-against-

11 CR 111 (NRB)

ALWAR POURYAN, ET AL.

Defendants.

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PLEASE TAKE NOTICE that upon the annexed affirmation of Lee A. Ginsberg, Esq., and upon the annexed Memorandum of Law, and the prior proceedings had herein, the undersigned will move this Court pursuant to Rule 12(b) of the Federal Rules of Criminal Procedure, on the date determined by the Court, for the following relief:

I. An Order dismissing the Indictment for lack of jurisdiction;

In the event the Court does not dismiss the Indictment, the undersigned will request the following additional relief:

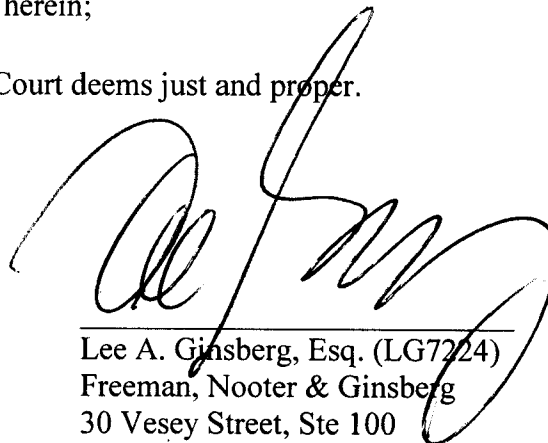
II. An Order striking surplusage from the Indictment;

III. An Order, pursuant to Fed. R. Evidence 403 and 404 requiring the government to disclose all evidence of other crimes, wrongs or acts intended to be used by the government at trial.

IV. An Order, pursuant to **Brady v. Maryland**, 373 U.S. 83 (1963), and its progeny, directing the government to produce all information which tends to exculpate the defendant.

- V. An Order permitting the Defendant Alwar Pouryan to join in all motions of his co-defendants that are not inconsistent with the relief requested herein;
- VI. An Order granting such other relief as this Court deems just and proper.

Dated: New York, New York  
May 1, 2012



Lee A. Ginsberg, Esq. (LG7224)  
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(212) 608-0808

TO:

HON. Naomi R. Buchwald  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

CLERK OF THE COURT (BY ECF)  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

AUSA Glen Kopp, Esq. (BY ECF)  
AUSA Christian Everdale, Esq. (BY ECF)  
All Defense Counsel (BY ECF)